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The court could not entertain defendant's motion for habeas relief while his direct appeal remained pending. United States v. LaFromboise, 427 F.3d 680, 686 (9th Cir. 2005). As defendant's judgment is now final, however, the government shall file a response to defendant's § 2255 motion on or before November 19, 2013.

Howard & Mckiller

UNITED STATES DISTRICT JUDGE

IT IS SO ORDERED.

DATED: This 20th day of September, 2013.